

TO/60/10

JC945 U.S. PTO

01-10-01 A

Express Mail Mailing Label No. EL302645188US

**UTILITY  
PATENT APPLICATION  
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. RNS-001

First Named Inventor Spann

Title Tool Holder

JC925 U.S. PRO 09/75755

01/09/01

**APPLICATION ELEMENTS**

1.  Fee Transmittal Form
2.  Small Entity Status
  - Applicant claims small entity status
  - Status established in prior application and is still proper and desired
3.  Specification and Drawings [Total Pages 27]
  - Written Description - (16 pages)
  - Claims - (3 pages)
  - Abstract - (1 page)
  - Sheets of Drawings - (7 sheets)
  - Formal
  - Informal
4.  Oath or Declaration [Total Pages 3]
  - a.  Newly executed (original)
  - b.  Copy from a prior application (37 CFR 1.63(d))
 

(for continuation/divisional with Box 17 completed)  
[Note Box 5 below]
5.  Incorporation by Reference (usable if Box 3b is checked)
 

The entire Disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6.  Application Data Sheet
7.  Nucleotide and/or Amino Acid Sequence Submission
  - Computer Readable Copy
  - Paper Copy (identical to computer copy)
  - CD (identical to computer copy)
  - Statement verifying identity of above copies

17.  If a CONTINUING APPLICATION, amend the specification by inserting on page 1, before the first line, the sentence:

--This is a

continuation     divisional     continuation-in-part of prior application Serial No. \_\_\_\_\_ / \_\_\_\_\_, filed on \_\_\_\_\_, the entire disclosure of which is incorporated by reference herein.--

Priority to the above application(s) is claimed under 35 U.S.C. 120.

Prior application information: Examiner: \_\_\_\_\_ Group/Art Unit: \_\_\_\_\_

18.  Priority - 35 U.S.C. 119

- Priority of application Serial No. 60/176,332 filed on January 14, 2000 in the U.S. is claimed under 35 U.S.C. 119.
- The certified copy has been filed in prior U.S. application Serial No. \_\_\_\_\_ / \_\_\_\_\_ on \_\_\_\_\_.
  - The certified copy will follow.

**CORRESPONDENCE ADDRESS**

Direct all correspondence to: Patent Administrator  
 Testa, Hurwitz & Thibeault, LLP  
 High Street Tower  
 125 High Street  
 Boston, MA 02110  
 Tel. No.: (617) 248-7000  
 Fax No.: (617) 248-7100

ADDRESS TO: Box Patent Application  
 Assistant Commissioner for Patents  
 Washington, D.C. 20231

**ACCOMPANYING APPLICATION PARTS**

8.  37 CFR 3.73(b) Statement (when there is an assignee)
  - Power of Attorney
9.  English Translation Document (*if applicable*)
10.  Information Disclosure Statement (IDS)/PTO-1449
  - Copies of IDS Citations
11.  Preliminary Amendment
  - Drawings [Total Sheets ]
  - Letter to Official Draftsperson Including Drawings [Total Pages ]
12.  Return Receipt Postcard
13.  Certified Copy of Priority Document(s)
14.  Deletion of Inventor(s)
 

Signed statement attached deleting inventor(s) named in the prior application.
15.  CD in duplicate for large table or computer program.
16.  Other:  
 Request and Certification Under 35 USC 122(b)(2)(B)(i)

**SIGNATURE BLOCK**

Respectfully submitted,

Christopher W. Stamos

Attorney for Applicant

Testa, Hurwitz &amp; Thibeault, LLP

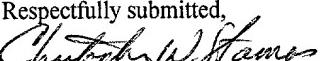
High Street Tower

125 High Street

Boston, MA 02110

**FEE TRANSMITTAL  
FY 2001**

Complete if Known	
Application Serial Number	Not yet assigned
Filing Date	Herewith
First Named Inventor	Spann
Group Art Unit	Not yet assigned
Examiner Name	Not yet assigned
Attorney Docket No.	RNS-001

METHOD OF PAYMENT					FEE CALCULATION (continued)																																																																																			
1. <input checked="" type="checkbox"/> Payment Enclosed: <input checked="" type="checkbox"/> Check <input type="checkbox"/> Money Order <input type="checkbox"/> Other					<b>3. ADDITIONAL FEES</b> <table border="1"> <thead> <tr> <th>Large Entity Fee (\$)</th> <th>Small Entity Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>130</td><td>65</td><td>Surcharge - late filing fee or oath</td><td></td></tr> <tr><td>50</td><td>25</td><td>Surcharge - late provisional filing fee or cover sheet</td><td></td></tr> <tr><td>130</td><td>130</td><td>Non-English specification</td><td></td></tr> <tr><td>2,520</td><td>2,520</td><td>For filing a request for reexamination</td><td></td></tr> <tr><td>110</td><td>55</td><td>Extension for reply within first month</td><td></td></tr> <tr><td>390</td><td>195</td><td>Extension for reply within second month</td><td></td></tr> <tr><td>890</td><td>445</td><td>Extension for reply within third month</td><td></td></tr> <tr><td>1,390</td><td>695</td><td>Extension for reply within fourth month</td><td></td></tr> <tr><td>1,890</td><td>945</td><td>Extension for reply within fifth month</td><td></td></tr> <tr><td>310</td><td>155</td><td>Notice of Appeal</td><td></td></tr> <tr><td>310</td><td>155</td><td>Filing a brief in support of an appeal</td><td></td></tr> <tr><td>270</td><td>135</td><td>Request for oral hearing</td><td></td></tr> <tr><td>130</td><td>130</td><td>Petitions to the Commissioner</td><td></td></tr> <tr><td>50</td><td>50</td><td>Petitions related to provisional applications</td><td></td></tr> <tr><td>180</td><td>180</td><td>Submission of Information Disclosure Statement</td><td></td></tr> <tr><td>710</td><td>355</td><td>Filing a submission after final rejection (37 CFR 1.129(a))</td><td></td></tr> <tr><td>710</td><td>355</td><td>For each additional invention to be examined (37 CFR 1.129(b))</td><td></td></tr> <tr><td colspan="4">Other fee (Specify) _____</td></tr> <tr><td colspan="4">Other fee (Specify) _____</td></tr> </tbody> </table>				Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description	Fee Paid	130	65	Surcharge - late filing fee or oath		50	25	Surcharge - late provisional filing fee or cover sheet		130	130	Non-English specification		2,520	2,520	For filing a request for reexamination		110	55	Extension for reply within first month		390	195	Extension for reply within second month		890	445	Extension for reply within third month		1,390	695	Extension for reply within fourth month		1,890	945	Extension for reply within fifth month		310	155	Notice of Appeal		310	155	Filing a brief in support of an appeal		270	135	Request for oral hearing		130	130	Petitions to the Commissioner		50	50	Petitions related to provisional applications		180	180	Submission of Information Disclosure Statement		710	355	Filing a submission after final rejection (37 CFR 1.129(a))		710	355	For each additional invention to be examined (37 CFR 1.129(b))		Other fee (Specify) _____				Other fee (Specify) _____			
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2. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to credit or charge any fee indicated below for this submission to Deposit Account No. 20-0531. <input type="checkbox"/> Required Fees (copy of this sheet enclosed). <input checked="" type="checkbox"/> Additional fee required under 37 CFR 1.16 and 1.17. <input checked="" type="checkbox"/> Overpayment Credit. 3. <input checked="" type="checkbox"/> Applicant claims small entity status.																																																																																								
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Direct all correspondence to:					Respectfully submitted,  Christopher W. Stamos Attorney for Applicant Testa, Hurwitz & Thibeault, LLP High Street Tower-125 High Street Boston, MA 02110 Tel. No.: (617) 248-7026 Fax No.: (617) 248-7100																																																																																			
Patent Administrator Testa, Hurwitz & Thibeault, LLP High Street Tower-125 High Street Boston, MA 02110 Tel. No.: (617) 248-7000 Fax No.: (617) 248-7100																																																																																								

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**REQUEST AND CERTIFICATION  
UNDER  
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor	Spann
Title	Tool Holder
Atty Docket Number	RNS-001

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

Jan. 8, 2001

Date

Signature

Richard N. Spann

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.